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Attorneys for Defendant, F5 Networks, Inc.

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

PROVEN NETWORKS, LLC

Plaintiff,

v.

F5 NETWORKS, INC.,

Defendant.

Case No. 3:20-cv-5571

**STIPULATED REQUEST FOR ORDER
CHANGING TIME FOR F5 NETWORKS,
INC. TO FILE REPLY IN SUPPORT OF
ITS MOTION TO DISMISS PURSUANT
TO L.R. 6-2 AS MODIFIED**

DEMAND FOR JURY TRIAL

1 Plaintiff Proven Networks, LLC (“Proven”), and Defendant F5 Networks, Inc. (“F5”),
 2 hereby stipulate as follows:

3 F5 was served with the Complaint on or about August 17, 2020. The parties previously
 4 agreed to extend F5’s deadline to respond to the Complaint until 20 days after the United States
 5 Judicial Panel on Multidistrict Litigation withdraws the Conditional Transfer Order or issues a
 6 Final Transfer Order in the pending MDL action, *In re: Proven Networks, LLC, Patent Litigation*,
 7 MDL No. 2959 (October 5, 2020) (Conditional Transfer Order (CTO-1)). (Dkt. 54.)

8 On December 16, 2020, F5 filed a Partial Motion to Dismiss Proven’s claims regarding the
 9 ’507 patent under 35 U.S.C. § 101. Proven filed its Opposition to the Motion on December 29.
 10 The hearing on F5’s Motion is scheduled for January 20, 2021.

11 F5 requests, and Proven does not oppose, a seven (7) day extension of time to file its Reply
 12 in support of its Motion. F5 seeks this extension to allow outside counsel full consultation with
 13 its client and to coordinate staffing in light of the holiday weekend, which accounts for three of
 14 the seven allotted days for F5 to respond. The extension of time to answer will not affect any
 15 currently calendared hearings or Court dates.

16 **THE PARTIES HEREBY REQUEST** that, pursuant to Local Rule 6-2, the Court Order
 17 that F5 has fourteen days to file its Reply in support of its Motion to Dismiss, up to and including
 18 January 12, 2020.

19 Dated: December 31, 2020

Respectfully submitted,

21 /s/ Paul A. Kroeger

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Dated: December 31, 2020

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Attorneys for F5 Networks, Inc.

SIGNATURE ATTESTATION

The undersigned attests that, pursuant to Local Rule 5-1(i)(3), concurrence in the filing of this document has been obtained from counsel for all other signatories listed, and on whose behalf the filing is submitted, and counsel concur in the filing's content and have authorized the filing.

Dated: December 31, 2020

Respectfully submitted,

/s/ Shane Brun

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Attorneys for F5 Networks, Inc.

CERTIFICATE OF SERVICE

I certify that counsel of record is being served on December 31, 2020, with a copy of this document via Electronic Mail and on this date.

/s/ Shane Brun

Shane Brun (SBN # 179079)
KING & SPALDING LLP

ORDER AS MODIFIED


PURSUANT TO STIPULATION, IT IS SO ORDERED.

The hearing on the motion to dismiss is CONTINUED to February 24, 2021 at 2:00

p.m. The parties shall notify the Court as soon as the JPML determines the Motion to

Vacate the Conditional Transfer Order.

Dated: January 4, 2021


HON. WILLIAM H. ORRICK
United States District Judge